IAP7 Rec'd PCT/PTO 07 APR 2006

Approved for use through 3/31/2007, OMB 0651-0021 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

ATTORNEY'S DOCKET NUMBER LDR/12/US / AK 165456

ON NO (If known, see 37 CFR 1.5) **CONCERNING A SUBMISSION UNDER 35 U.S.C. 371** INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/IB2004/003244 06 October 2004 09 October 2003 TITLE OF INVENTION Device and Method for Sectioning a Vertebral Lamina APPLICANT(S) FOR DO/EO/US Paolo MANGIONE Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. IX An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12 l An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. L A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. A substitute specification. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Page 1 of 3

AP20 PTO-1390 (Rev. 07-2005)
Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO FIFT KNOWN; SER 37/CFR*1.5)			INTERNATIONAL APPLICATION NO. PCT/IB2004/003244		ATTORNEY'S DOCKET NUMBER LDR/12/US / AK 165456		
20. Other items or information: International Search Report from PCT/IB2004/003244 Information Disclosure Statement Cover Sheet Foreign Reference: JP 2002-282263 (with translation) Certificate of Mailing Return Postcard							
The fo	llowing fees have b	een submitted			CALCULATIONS	PTO USE ONLY	
21. 🗵 Bas	sic national fee (37	CFR 1.492(a))		\$300	\$ 300		
22. 🗙 Exa	22. X Examination fee (37 CFR 1.492(c))						
If the written op by IPEA All other situati	\$ 200						
If the written op IPEA/U Search fee (37 Internat International Se	arch fee (37 CFR 1 nion of the ISA/US S indicates all clain CFR 1.445(a)(2)) h ional Searching Au arch Report prepar ly communicated to	\$ 400					
	TOTAL OF 21, 2	\$ 900					
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.							
Total Sheets	Extra Sheets	Sheets Number of each additional 50 or fraction thereof (round up to a whole number)					
18 - 100 =	/50 =	=		× \$250	\$ ⁰	1	
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).							
CLAIMS	NUME	BER FILED	NUMBER EXTRA	RATE	\$		
Total claim	s 10	- 20 =	9	× \$50	\$ 0		
Independent cla	ims 1	- 3 =	0	x \$200	\$ 0		
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360					\$ 360		
		\$ 1390					
Applicant c	aims small entity s						
		\$ 695					
	of \$130.00 for furni date (37 CFR 1.49	\$ 0					
		\$ 695					
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +					\$		
		\$ 695					
					Amount to be refunded:	\$	
		Amount to be charged	\$ 695				

10/575065

PTC-1390 (Rev. 07-2005)
Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

а. 🔲	A check in the amount of \$ to cover the above fees is enclosed.					
b. 🔀	Please charge my Deposit Account No. 50-3534 in the amount of \$ 695 to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. 🔀	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-3534</u> . A duplicate copy of this sheet is enclosed.					
d. 🗀	Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.						
J. Sco Andre 111 C Austir Phone	ALL CORRESPONDENCE TO: Int Denko with Denko with LLP ongress Avenue, Suite 1700 Interest 78701					





111 Congress Avenue, Suite 1700 Austin, Texas 78701 512.320.9200 Phone 512.320.9292 Fax

andrewskurth.com

AP20 RODUTUTUTE APR 2006

512/320.9259 Direct sdenko@andrewskurth.com

April 7, 2006

VIA EXPRESS MAIL NO. EV760876672US

Mail Stop - PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

New PCT Application entitled "Device and Method for Sectioning a Vertebral

Lamina," Docket No.: LDR/12/US / AK Matter: 165456

Dear Commissioner:

Please find enclosed for filing the following:

- 1. Transmittal Letter to the U.S. Receiving Office (3 pages) (with duplicate);
- 2. Copy of the International Application as Published (with duplicate);
- 3. International Search Report from PCT/IB2004/003244;
- 4. Information Disclosure Statement (2 pages);
- 5. Forms PTO/SB/08A (1 sheet) (with duplicate copy);
- 6. 1 reference;
- 7. Certificate of Mailing; and
- 8. A return postcard for confirmation of receipt.

The Commissioner is hereby authorized to charge any fees deemed to be due or credit any overpayment to Deposit Account No. 50-3534, upon which the undersigned is authorized to sign.

Please return the postcard confirming your receipt of the enclosed materials.

1. Scott Denko

Registration No. 37,606

JSD/at Encls.

Austin

Dallas

Houston

London

Los Angeles

New York

The Woodlands

Washington, DC

10/575065 Attorney Docket No.: LDR/12/US AK 165456 AP20 RESGRETITO 07 APR 2006

Certificate of Mailing

I hereby certify the following documents are being deposited with the United States Postal Service via Express Mail EV760876672US with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- 1. Transmittal Letter;
- 2. Transmittal Letter to the U.S. Receiving Office concerning a submission under 35 U.S.C. 371 (3 pages)(with duplicate);
- 3. Copy of the International Application as Published (with duplicate);
- 4. International Search Report from PCT/IB2004/003244;
- 5. Information Disclosure Statement (2 pages);
- 6. Forms PTO/SB/08A (1 sheet) (with duplicate copy);
- 7. 1 reference;
- 8. Certificate of Mailing; and
- 9. A return postcard for confirmation of receipt.

on <u>April 7, 2006</u>					
Date					
<u>Cungalof</u>	unge				
Sign	ature/				
Angela Trampel					
Typed or printed name of	person signing Certificate				
	512-320-9200				
Registration Number, if applicable	Telephone Number				